

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

JUN 29 2018

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

VALLEY HEALTH SYSTEM, LLC, d/b/a  
Spring Valley Hospital Medical Center and  
Centennial Hills Hospital Medical Center  
and Desert Springs Hospital Medical Center  
and Valley Hospital Medical Center and  
SUMMERLIN HOSPITAL MEDICAL  
CENTER, LLC, d/b/a Summerlin Hospital  
Medical Center,

Petitioners,

v.

NATIONAL LABOR RELATIONS  
BOARD,

Respondent.

No. 16-71647

NLRB Nos. 28-CA-127147

28-CA-123611

National Labor Relations Board

ORDER

NATIONAL LABOR RELATIONS  
BOARD,

Petitioner,

v.

VALLEY HEALTH SYSTEM, LLC, DBA  
Centennial Hills Hospital Medical Center,  
DBA Desert Springs Hospital Medical  
Center, DBA Spring Valley Hospital  
Medical Center and SUMMERLIN  
HOSPITAL MEDICAL CENTER, LLC,  
DBA Summerlin Hospital Medical Center,

Respondents.

No. 16-72238

NLRB Nos. 28-CA-123611

28-CA-127147

Before: CANBY, WARDLAW, and RAWLINSON, Circuit Judges.

On April 7, 2017, this court issued orders staying proceedings in these consolidated petitions pending the issuance of the United States Supreme Court's ("Supreme Court") decisions in *Epic Systems Corp. v. Lewis*, 16-285, *Ernst & Young v. Morris*, 16-300, and *NLRB v. Murphy Oil USA*, 16-307. On May 21, 2018, the Supreme Court issued its decision in the referenced cases. Accordingly, the stay orders filed April 7, 2017, are lifted and these consolidated petitions shall proceed.

The National Labor Relations Board's ("NLRB") motion for Valley Health System, LLC's, and Summerlin Hospital Medical Center, LLC's petition for review to be summarily granted in part and vacated and remanded in part, and for the NLRB's cross-application for enforcement to be summarily denied in part and vacated and remanded in part (Docket Entry No. 43 in petition No. 16-71647 and Docket Entry No. 28 in petition No. 16-72238), is granted.

**VACATED and REMANDED.**